### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): M.C. CLAYTON Examiner Wellington Chin

Serial No. 10/787,074 Group Art Unit 2664 Filed February 19, 2004 Docket No. P17730

TITLE GENERATING TOPOLOGY INFORMATION IDENTIFYING DEVICES

IN A NETWORK TOPOLOGY

CERTIFICATE UNDER 37 CFR 1.8	CERTIFICA	TE UNDER	37	CFR	1.	8:
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I hereby certify that this correspondence is being transmitted through the USPTO EFS-Web system over the Internet to Wellington Chin of the U.S. Patent and Trademark Office on April 14, 2008.

\_\_\_\_\_/David Victor/ David W. Victor

# PETITION TO WITHDRAW ABAONDMENT BASED ON FAILURE TO RECEIVE OFFICE ACTION UNDER 37 CFR 1.818(a) and MPEP 711.03(c)

Applicants Petition the Patent Office to Withdraw the Notice of Abandonment dated March 26, 2008 under 37 CFR 1.818(a) and MPEP 711.03(c) because the attorney for Applicants, whose mailing address is the correspondence address in this case, did not receive the Notice of Non-Compliant Amendment mailed November 15, 2007.

The Notice of Non-Compliant Amendment was not received at the correspondence address of record, and a search of the practitioner's records, including the file jacket and its contents for this application, indicates that the Notice of Non-Compliant Amendment was not received. Copies of docket records where the non-received Office communication would have been entered had it been received and docketed are submitted herewith. A commercial software docketing system is used. When a Patent Office document is received, relevant information such as the type of document and its USPTO mailing date are entered into the system, which then determines the response due date or dates, reminder dates, and the like. Reports may be run that generate, for example, a calendar of actions due in a selected time period.

I have attached docketing records that indicate that no response was docketed one month from the November 15, 2007 mailing date listed on the Notice of Non-Compliant Amendment. A docket report of all matters due during the time period of December 10, 2007 through December 24, 2007 is attached to this Petition as "Attachment A". The non-received Non-Compliant Amendment would have been entered as being due on December 15, 2007, had it been received

Serial No. 10/787,074 Docket No. P17730 Firm No. 0077.0057

and docketed. The docket record shows docketed dates for each attorney and/or agent in the firm Konrad, Raynes & Victor LLP.

Confidential client identification has been redacted to maintain client confidentiality. In particular, for each docketed date, attorney/agent initials, date, action with reference to the date, and country of particular matter are listed. For each docketed date, a portion of the title has been redacted and the client and firm identifiers have been completely redacted.

For convenience, actions listed as having a December 15, 2007 due date have been circled in Attachment A. As can be seen from the circled entries, the portions of the title and docket numbers that are not redacted do not correspond to a response due for this case (client docket number P17730, titled "Generating Topology Information Identifying Devices in a Network Topology").

Accordingly, Applicants respectfully request withdrawal of the holding of abandonment and a remailing of the Notice of Non-Compliant Amendment, with a reset mailing date.

It is believed that no Petition fee is due. Should any fees be required, please charge Deposit Account No. 50-0585.

The attorney of record invites the Examiner to contact him at (310) 553-7977 if the Examiner believes such contact would advance the prosecution of the case.

Dated: April 14, 2008 By: /David Victor/

David W. Victor Registration No. 39,867

Please direct all correspondences to:

David W. Victor Konrad Raynes & Victor, LLP 315 South Beverly Drive, Ste. 210 Beverly Hills, CA 90212

Tel: (310) 553-7977 Fax: 310-556-7984

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### ATTACHMENT A

WKK 01DE2007 Letter of Inst'n Due PAKI EDITOR GENERAL IN A GAS TURBINE JET ENGINE Title:TUD 01DE2007 End of File - destroy, return, or 1023 DE 023 USA WKK Title: A PUNCION CONCLUSION FOR PIG DEVICE FOR CONTROLLING A MEDICATI 03DE2007 Letter of Inst'n Due 2400#PK PAKI WKK Title:MFTHOD NO APPARATUS FOR IMPROVING FAN CASE CONTAINMENT AND WKK 05DE2007 Action Received? - HOUSEN SAFR TO A STATE OF THE PROPERTY OF A GAS TURBINE JET ENGINE Title: TUBLE 05DE2007 Review - 2 mo. to issue fee (atty) 78456 TEEFT USA WKK Title:M MEMORY CELL USA WKK 06DE2007 Abandoned Title: METHOD, SYSTEM, AND PROGRAM FOR MANA S FOR WKK 06DE2007 Action Received? THE CONTRACTING A PLASMA AND FOR SPUTTERING Title:C 07DE2007 Draft Application to Client USA WKK Title: ORIENTATION AND COUPLING OF ARRAYS CHOOUSE USA WKK 09DE2007 Drawings due - 1 month Title: METUOD AND ADDADATUS FOR INDICATING CONTENT SEARCH RESULTS 77120 D19965 USA WKK 12DE2007 Response to provoke advisory a Title:METHOD, SYSTEM, AND PROGRAM FOR ADDRESSING PAGES OF MEMORY B USA WKK 12DE2007 Action Received? Title:PLACE 44 CHAMBER INSERT RING EPC X WKK 12DE2007 Letter of Inst'n Due Title:ICM INTERNITER ELECTRODES PAKI 13DE2007 Response Due WKK Title:METHOD AND APPARATUS FOR IMP CASE CONTAINMENT AND USA 13DE2007 Status Inquiry WKK CLEARANCE IN A GAS Title:METHOD AND SYSTEM FOR IM WKK 15DE2007 Action Received? TAIW Title:METHOD AND APPARATUS FOR ALIGNMENT OF PLER HAND ₩SA C 15DE2007 Info Discl. Statement WKK TOR SPUTTERING A Title:SELF-IONIZED AND INDUCTIVELY

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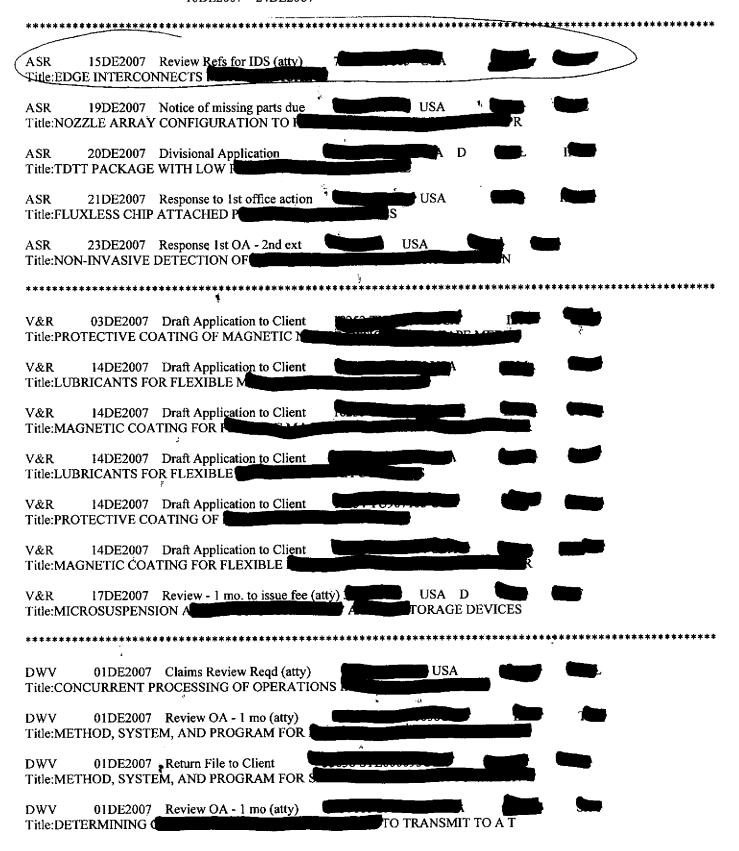
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DWV 07DE2007 <u>Draft Application to Client</u> Title:REDUCING DWV 07DE2007 Review - 1 mo. to issue fee (atty) Title:POWER MANAGEMENT OF STORAGE U DWV 07DE2007 Complete Formalities (IDS/DRG) Title: USING A DATA MINING ALGORITHM TO G 07DE2007 Appeal due Title:METHOD, SYSTEM, AND PROGRAM FOR S DWV 07DE2007 Review OA - 1 mo (atty) Title:STORAGE AREA NETWORK METHODS AND A DWV 07DE2007 Response to 1st office action Title:DISCOVERING OBJECT D AN INTEGRATED A DWV 09DE2007 Response to provoke advisory a Title:METHOD, SYSTEM, AND PROGRAM FOR M DWV 09DE2007 Review OA - 1 mo (atty) Title:ESTABLISHING COPY CE DATA TO TARGE 09DE2007 Review OA - 1 mo (atty) Title: MAINTAINING CONSISTENCY WHEN MIRRORING DWV 09DE2007 Amendment after Allowance entered? Title: ENGINE FOR COMPARING A KEY V RANGES DWV 09DE2007 Review OA - 1 mo (atty) **ITERFACES** Title:MATCHING CLIENT I 09DE2007 Draft Application to Client Title:USER-DEFINED SMASH HOMEPAGE DWV 10DE2007 Draft Application to Client Title:OPTIMIZING TILES IN DWV 10DE2007 Action Received? DATABASE Title:METHOD, SYSTEM, AND PR DWV 10DE2007 Appeal due - 1st extension Title:METHOD, SYSTEM, AND PROGRAM FOR IN DWV 10DE2007 Final rejection response due Title:MANAGING VO 10DE2007 Review - 1 mo. to issue fee (atty)

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V&D 08DE2007 Draft Application to Client Title:USER-SELECTIVE I
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V&D 09DE2007 Draft amend review by IBM atty reges 700.  Title:STORING PARITY INFORMATION
V&D 10DE2007 Review OA - 1 mo (atty) Title:INTERFACE FOR A
V&D 11DE2007 Awaiting Letters Patent 3 Title:STORAGE AREA NETWORK METHODS AND AF
V&D 12DE2007 Issue Fee Due Title:USER CONFIGURABLE LANGUAGE INDEPENDENT
V&D 12DE2007 Continuation Application Title:USER CONFIGURABLE LANGUAGE IN
V&D 14DE2007 Draft Application to Client 18
V&D 14DE2007 Draft Application to Client Title: WIDE
V&D 15DE2007 Cert Corr Review Required (atty) 5 Title:HEURISTIC-BASED C
V&D 16DE2007 Review OA - 1 mo (atty) Title:MANAGEMENT OF REDUNDANT
V&D 17DE2007 Review Foreign Counterparts 7 Title:METHOD, SYSTEM, AND ARTICLE OF MANUFACTURE FOR THE STATE OF